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IN UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Lorraine E. Pena *et al.* ) DOCKET NO.: 3528/2/US  
SERIAL NO.: 10/072,493 ) GROUP ART UNIT: 1615  
FILED: February 5, 2002 ) EXAMINER: Micah Paul Young  
TITLE: COMPOSITION FOR RECTAL DELIVERY OF AN OXAZOLIDINONE  
ANTIBACTERIAL DRUG  
DATE: February 9, 2004

OFFICIAL

CERTIFICATE OF TRANSMISSION

I hereby certify that this document and accompanying documents referred to herein are being transmitted to the United States Patent and Trademark Office, Fax No: (703) 872-9306 on February 9, 2004.

  
Connie Park

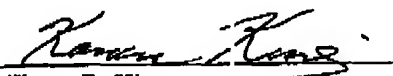
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR EXTENSION OF TIME TO FILE BRIEF ON APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES, UNDER 37 CFR §1.136(a)**

Dear Sir:

On December 11, 2003, Applicant filed a Notice of Appeal of a Final Action in the above-cited case. A Brief on Appeal is due to be filed February 11, 2004. Applicant hereby petitions for an extension of time of one month to file the Brief on Appeal.

In connection with this petition, please charge \$110.00 or the sum required under 37 C.F.R. §1.17(a)(1) to Deposit Account No. 19-1025.

Dated: Feb. 9, 2004  
Karen B. King  
Reg. No.: 41,898